

**House File 98 - Introduced**

HOUSE FILE 98

BY MURPHY

**A BILL FOR**

1 An Act concerning persons voluntarily excluded from gambling  
2 facilities.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 99D.7, Code 2011, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 22A. To require licensees to establish a  
4 process by which a person who has been voluntarily excluded  
5 for life from a racetrack enclosure and all other licensed  
6 facilities under this chapter and chapter 99F may, after having  
7 been excluded for at least five years, apply to revoke that  
8 exclusion. A person shall not have their exclusion revoked  
9 unless the application to revoke contains the written consent  
10 of the person's spouse, if applicable. The process established  
11 shall include a procedure that would allow any person that has  
12 revoked their exclusion to request that the lifetime exclusion  
13 be reinstated. A person that has reinstated a lifetime  
14 exclusion shall not be permitted to revoke that reinstated  
15 exclusion. The state and any licensee under this chapter or  
16 chapter 99F shall not be liable to any person for any claim  
17 which may arise from this process.

18 Sec. 2. Section 99F.4, Code 2011, is amended by adding the  
19 following new subsection:

20 NEW SUBSECTION. 22A. To require licensees to establish a  
21 process by which a person who has been voluntarily excluded for  
22 life from an excursion gambling boat and all other licensed  
23 facilities under this chapter and chapter 99D may, after having  
24 been excluded for at least five years, apply to revoke that  
25 exclusion. A person shall not have their exclusion revoked  
26 unless the application to revoke contains the written consent  
27 of the person's spouse, if applicable. The process established  
28 shall include a procedure that would allow any person that has  
29 revoked their exclusion to request that the lifetime exclusion  
30 be reinstated. A person that has reinstated a lifetime  
31 exclusion shall not be permitted to revoke that reinstated  
32 exclusion. The state and any licensee under this chapter or  
33 chapter 99D shall not be liable to any person for any claim  
34 which may arise from this process.

35

EXPLANATION

1 This bill creates a process by which a person voluntarily  
2 excluded from gambling facilities may apply to revoke that  
3 exclusion.

4 The bill requires that license holders under Code chapter  
5 99D create a process to allow any individual, self-excluded  
6 from racetrack enclosures and other facilities under Code  
7 chapter 99D, to apply for a revocation of that exclusion  
8 after at least five years of exclusion. The application to  
9 revoke must, if applicable, contain the written consent of the  
10 individual's spouse. The bill further requires that a process  
11 will be created so that any individual who applies to revoke  
12 their exclusion may have their exclusion reinstated. The bill  
13 requires that once an exclusion is reinstated that it may not  
14 be revoked at any later time. The licensee and the state of  
15 Iowa will not be liable for any damages that may arise from  
16 this process.

17 The bill also requires that license holders under Code  
18 chapter 99F create a process to allow any individual,  
19 self-excluded from excursion gambling boats and other  
20 facilities under Code chapter 99F, to apply for a revocation  
21 of that exclusion after at least five years of exclusion. The  
22 application to revoke must, if applicable, contain the written  
23 consent of the individual's spouse. The bill further requires  
24 that a process will be created so that any individual who  
25 applies to revoke their exclusion may have their exclusion  
26 reinstated. The bill requires that once an exclusion is  
27 reinstated that it may not be revoked at any later time. The  
28 licensee and the state of Iowa will not be liable for any  
29 damages that may arise from this process.